

UNITED STATES DISTRICT COURT
for the District of Columbia

UNITED STATES OF AMERICA

v.

Case Number CR. 97-0505

DOUGLAS M. BONEY

Defendant.

FILED

NOV 17 1998

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

JUDGMENT IN A CRIMINAL CASE
(For Offenses Committed On or After November 1, 1987)

UNSEALED

The defendant, DOUGLAS M. BONEY, was represented by L. BARRETT BOSS, ESQUIRE.

The defendant pled guilty to counts one (1) and two (2) of the information on January 7, 1998. Accordingly, the defendant is adjudged guilty of such counts, involving the following offenses:

<u>Title & Section</u>	<u>Nature of Offense</u>	<u>Date of Offense</u>	<u>Count Number(s)</u>
18 U.S.C. 922(g)(1)	UNLAWFUL POSSESSION OF A FIREARM BY A CONVICTED FELON	11/17/97	1
33 D.C.C. 541(a)(1), 547.1	UNLAWFUL POSSESSION WITH INTENT TO DISTRIBUTE A CONTROLLED SUBSTANCE WITHIN A DRUG FREE ZONE	8/1/97	2

As pronounced on November 16, 1998, the defendant is sentenced as provided in pages 2 through 5 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

The mandatory special assessment is included in the portion of this Judgment that imposes the Criminal Monetary Penalties.

It is further ordered that the defendant shall notify the United States Attorney and the Clerk's Office for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 17 day of November 16, 1998.



RICARDO M. URBINA
United States District Judge

Defendant's SSN: -6401
Defendant's Date of Birth: 77
Defendant's USM No.:
Defendant's address:

Washington, D.C. 20009

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Defendant: DOUGLAS M. BONEY
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PROBATION

The defendant is hereby placed on probation for a term of **THREE (3) YEARS ON COUNT ONE (1) OF THE INFORMATION. THE DEFENDANT IS HEREBY COMMITTED TO CUSTODY OF THE ATTORNEY GENERAL, OR HIS AUTHORIZED REPRESENTATIVE FOR IMPRISONMENT FOR A PERIOD NO LESS THAN THREE (3) YEAR NOR MORE THAN NINE (9) YEARS ON COUNT TWO (2) OF THE INFORMATION, TO RUN CONSECUTIVELY WITH SENTENCE IMPOSED ON COUNT ONE (1). THE EXECUTION OF SENTENCE ON COUNT TWO (2) IS HEREBY SUSPENDED, AND THE DEFENDANT IS HEREBY PLACED ON PROBATION FOR A PERIOD OF THREE (3) YEARS ON COUNT (2) OF THE INFORMATION, TO RUN CONCURRENTLY WITH THE THREE (3) YEARS OF PROBATION IMPOSED ON COUNT ONE (1).**

The defendant shall not commit another federal, state, or local crime.

The defendant shall not illegally possess a controlled substance.

The defendant shall refrain from any unlawful use of a controlled substance.

The defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as directed by the probation officer.

The defendant shall not possess a firearm as defined in 18 U.S.C. § 921.

If this judgment imposes a fine or a restitution obligation, it shall be a condition of probation that the defendant pay any such fine or restitution in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

The defendant shall comply with the standard conditions that have been adopted by the probation office of this court (set forth on the next page); and shall comply with the following special conditions:

1. The defendant shall serve eight (8) months of Home Detention with electronic monitoring as to count one (1) of the information.
2. The defendant shall pay a special assessment of \$100 on Count #1 during his period of probation and \$100 on Count #2 to District of Columbia Crime Victims' Compensation Fund, and payment will be made to the Criminal Finance Office, Room 4203, D. C. Superior Court, 500 Indiana Avenue, N.W., Washington, D.C.
- 3 The defendant shall participate in a program of vocational training as directed by the probation office, and seek and secure employment.
4. The defendant shall participate in a program of substance abuse counseling as directed by the probation office.

THE COURT FINDS that the defendant does not have the ability to pay a fine or the costs of incarceration or supervision. Because this sentence is sufficiently punitive, no alternative sanction is ordered.

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STANDARD CONDITIONS OF PROBATION

While the defendant is on probation pursuant to this Judgment:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer ten days prior to any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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CRIMINAL MONETARY PENALTIES

The defendant shall pay the following total criminal monetary penalties in accordance with the schedule of payments set forth below under **SCHEDULE OF PAYMENTS** heading.

Count	Assessment	Fine	Restitution
1	\$100.00	\$0.00	\$0.00
2	\$100.00 D.C. Crime Victims' Compensation Fund, and payment will be made to the Criminal Finance Office, Room 4203, D.C. Superior Court, 500 Indiana Avenue, N.W., Washington, D.C.	\$0.00	\$0.00
TOTALS:	\$200.00	\$0.00	\$0.00

Account Number for Restitution:

SCHEDULE OF PAYMENTS

Payments shall be applied in the following order: (1) assessment; (2) restitution; (3) fine principal; (4) cost of prosecution; (5) interest; (6) penalties.

Payment of the total fine and/or other criminal monetary penalties shall be due in full immediately.

Unless the court has expressly ordered otherwise, if this judgment imposes a period of imprisonment, payment of criminal monetary penalties shall be due during the period of imprisonment. All criminal monetary penalty payments except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program are to be made as directed by the court, the probation officer, or the United States Attorney.